

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE ATLANTA AIRLINES TERMINAL CORPORATION FOR A WATER CONSERVATION MEASURES PROJECT, FOR A COST TO THE CITY NOT TO EXCEED \$5,000,000, TO BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H21 (AIRPORT RENEWAL AND EXTENSION FUND) 574001 (FAC. OTHER THAN BUILDINGS) R21E60979999 (BUILDING MAINTENANCE – P&D).

WHEREAS, the City of Atlanta (“City”), as owner and operator of the Hartsfield-Jackson Atlanta International Airport (“the Airport”) has entered into certain Lease Agreements, dated March 22, 1978, with various airlines serving the Airport (“Contracting Airlines”), which cover the planning, design, development, construction, maintenance, and operation of the Central Passenger Terminal Complex (“CPTC”) at the Airport, with the City having responsibility for capital replacement items in the CPTC; and

WHEREAS, the Contracting Airlines formed Atlanta Airlines Terminal Corporation (“AATC”) to manage and operate the jointly leased and common use areas of the CPTC, including mechanical plants, on behalf of the Airlines and the City, collectively; and

WHEREAS, as a result of the on-going drought affecting north Georgia, the State of Georgia’s Department of Natural Resources has issued a series of water restrictions during the previous twelve months; and

WHEREAS, the drought has reached a point where Governor Perdue on October 20, 2007, designated 85 Georgia counties under a state of emergency due to Georgia’s prolonged drought; and

WHEREAS, on October 23, 2007, Governor Purdue mandated all public water systems serving 61 north Georgia counties to reduce water withdrawals by 10 percent; and

WHEREAS, the City’s water system is included in this mandate; and

WHEREAS, in response to this mandate, the City has developed a design and plan to retrofit certain of its facilities with infrastructure aimed at reducing water use by 10 percent; and

WHEREAS, the City and AATC have determined that it is appropriate for AATC to assume responsibility for the Project and for the City to reimburse AATC for its costs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ATLANTA, GEORGIA, that the Mayor is authorized to execute on behalf of the City of Atlanta a

Reimbursable Agreement with AATC to implement water conservation measures, for a total reimbursement cost by the City to AATC not to exceed \$5,000,000, and providing that the Contractor will achieve substantial completion of the project within 365 calendar days from the date of the Notice to Proceed.

BE IT FURTHER RESOLVED, that all contracted work will be charged to and paid from Fund, Account and Center Number 2H21 (Airport Renewal and Extension Fund) 574001 (Fac. Other Than Buildings) R21E60979999 (Building Maintenance–P&D).

BE IT FURTHER RESOLVED, that the City Attorney is directed to prepare an appropriate Reimbursable Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Reimbursable Agreement will not become binding on the City and the City will incur no liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to AATC.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

Caption:

Council Meeting Date:

Requesting Dept.:

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The governor's designation of 85 north Georgia counties to be under a state of emergency due to drought conditions and the mandate to public water system providers in 61 of those counties to reduce water withdrawals by ten percent.

The Department of Aviation desires to do its part to conserve water; however, some construction of conservation infrastructure and retrofit of existing rest rooms facilities will be required. Given the extremely limited quantity of water remaining in Lake Lanier, we must begin implementing these consumption reducing measures immediately.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

As a result of the on-going drought affecting north Georgia, the State of Georgia's Department of Natural Resources has issued a series of water restrictions during the previous twelve months. The drought has reached a point where Governor Perdue on October 20, 2007 announced the designation of 85 Georgia counties under a state of emergency due to Georgia's prolonged drought. On October 23, 2007, he mandated all public water systems

servicing 61 north Georgia counties to reduce water withdrawals by 10 percent. Water provided by the City of Atlanta is included in this mandate.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Reimbursable Agreement
- (b) **Source Selection:** N/A
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. Fund Account Center (Ex. Name and number): 2H21 574001 R21E60979999

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant - City Contribution

6. Fiscal Impact: \$ 5,000,000

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery:

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Marsha Love-Brown, Planning and Development, Tech Campus, 404-530-5526.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 1/16/08

Anticipated Committee Meeting Date(s): 1/30/08

Anticipated Full Council Date: 2/04/08

Commissioner Signature: *Maw King*

Chief Procurement Officer Signature: *Ed all of Smith*

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE ATLANTA AIRLINES TERMINAL CORPORATION FOR A WATER CONSERVATION MEASURES PROJECT, FOR A COST TO THE CITY NOT TO EXCEED \$5,000,000, TO BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H21 (AIRPORT RENEWAL AND EXTENSION FUND) 574001 (FAC. OTHER THAN BUILDINGS) R21E60979999 (BUILDING MAINTENANCE - P&D).

FINANCIAL IMPACT (if any) \$5,000,000

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: *1-14-08* Reviewed by: _____
(date) (date)

Submitted to Council: _____
(date)